NF10a

(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 218 /2004

PETITIONER : Ghanshyam Kalar, S/o Shri Nanhuaram Kalar, aged 54 years, R/o Village-Than-Khamariya, Tahsil- Shaja District Durg (C.G.)

-VERSUS-

RESPONDENTS

1. State of Chhattisgarh through Secretary, Department of Forests, D.K.S.Bhavan, Raipur (C.G.)

2. District Forest Officer, Durg (C.G.)

P. R. No. 2129/04
Presented by Shri Indrajeet Sahu
20-2-04

WRIT UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDERS OR DIRECTION.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(22)

आदेश पत्रक

W P 2118/04

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

25.08.2004

Shri Rajeev Shrivastava, counsel for the petitioner.

Shri Sanjay S Agarwal, Govt. Adv. for the State.

The petitioner has preferred this writ petition under Article 226/227 of the Constitution of India being aggrieved by the in action on the part of respondent No.2 in not deciding the petitioner's application for grant of license to install trolley machine in a saw mill since 30.10.2003.

The case of the petitioner is that he is a license holder for running a saw mill granted to him by respondent No.2 as per the provisions of C.G. Kastha Chiran (Vininiyam) Adhiniyam, 1984. On 30.10.2003 the petitioner moved an application before respondent No.2 seeking permission to install one trolley machine (Aada Bensa), which is supplemental to the main machine already installed in the saw mill but respondent No.2 is sitting over it since then and not deciding that application either way.

Having heard the learned counsel for the parties, having regard to the facts and circumstances of the case and having regard to the fact that normally license is granted for one year and thereafter, it is renewed one by one year and around about 10 months is about to expire from the date of filing of the application and respondent No.2 in ordinary circumstances ought to have decided the application in accordance with the law but he has not decided the same for the reasons best known to him. Therefore, in the circumstances the respondent No.2 is directed to decide the application of the petitioner within a period of thirty days from the date of receipt of this order in accordance with law.

With this direction, the petition stands disposed of.

Consequently, M.W.P. No.1901/04 & 4923/04 also stand disposed of.

Certified copy as per Rules.

Sd/-
L.C.BHADOO
Judge